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Attorneys for Plaintiff
INFORMATICA CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

INFORMATICA CORPORATION, a
Delaware corporation,

Plaintiff,

v.

BUSINESS OBJECTS DATA
INTEGRATION, INC., formerly known as
ACTA TECHNOLOGY, INC., a Delaware
corporation,

Defendant.

Case No. C 02-03378 EDL

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
INFORMATICA TO SUBMIT
REVISED DAMAGES EXPERT
REPORT**

INFORMATICA'S MOTION TO EXTEND
TIME TO SUBMIT REVISED DAMAGES
EXPERT REPORT

C 02-03378 EDL

Pursuant to Civil Local Rule 6-2(a), Plaintiff Informatica Corp. (“Informatica”) and Defendant Business Objects Data Integration, Inc. (“BODI”) hereby stipulate that Informatica be allowed additional time to prepare and submit a revised damages expert analysis.

Pursuant to this Court’s February 23, 2007 Order Following the Pretrial Conference, BODI was required to provide Informatica with accurate data on which Informatica is to base its damages calculations by February 23. Informatica was given one week from the date of BODI’s production to submit a revised damages analysis. Accordingly, Informatica was to provide a revised expert analysis by March 2, 2007. *See* Declaration of Carolyn Chang in Support of Stipulation to Extend Time (“Chang Decl.”) ¶ 2. On February 23, 2007, BODI provided a letter addressing a subset of transactions, and indicated that it is diligently gathering information regarding the remaining transactions. *See Id.* ¶ 3. BODI indicates that it expects to provide more information on Monday, February 26 and possibly additional data thereafter. *Id.*, Ex. A. As Informatica is still awaiting information from BODI, Informatica cannot assess when it will be able to complete preparation of a revised damages report based on accurate information. *Id.* ¶ 4. Therefore, the parties stipulate that Informatica may have until 5 days after BODI confirms production is complete to submit its revised expert report so that Informatica will not be prejudiced by any subsequent production of data by BODI. *Id.* This extension of time will not affect other dates set by the Court. *Id.* ¶ 5.

In accordance with Civil Local Rule 6-2(a), attached hereto is a Declaration of Carolyn Chang setting forth (i) the reasons for the requested enlargement, (ii) disclosure of all previous modifications in the case, and (iii) a description of the effect of the requested time modification on the schedule for the case.

IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel that:

Informatica Corporation shall have until 5 days after BODI confirms that production of accurate damages data is complete to submit a revised damages expert analysis based upon the revised data.

1 Dated: February 26, 2007

FENWICK & WEST LLP

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3 By: /s/ Carolyn Chang
4 Carolyn Chang

5 Attorneys for Plaintiff
6 INFORMATICA CORPORATION

7 Dated: February 26, 2007

TOWNSEND AND TOWNSEND AND
8 CREW LLP

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10 By: /s/ Leonard J. Augustine
Leonard J. Augustine

11 Attorneys for Defendant
12 BUSINESS OBJECTS DATA
13 INTEGRATION, INC.

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[PROPOSED] ORDER

The Court having reviewed the Stipulation, hereby, for good cause shown, orders:

1. Informatica Corporation shall have until 5 days after BODI confirms that production of accurate damages data is complete to submit a revised damages expert analysis based upon the revised data.

IT IS SO ORDERED.

Dated: February 27, 2007



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